

## **Ocean View Regional Local Human Rights Committee**

Minutes (Draft)

Date of Meeting: Monday, July 15, 2013

- **BOARD MEMBERS PRESENT:**

- |                   |               |
|-------------------|---------------|
| ➤ Debbie Coley    | - Chairperson |
| ➤ Michael Vann    | - Member      |
| ➤ Barbara Johnson | - Member      |

- **OTHERS PRESENT:**

- |                   |                         |
|-------------------|-------------------------|
| ➤ Reginald Daye   | - Regional Advocate     |
| ➤ Marlene O’Rosco | - CEO, A Beautiful Mind |

- **AFFILIATES PRESENT:**

- |   |                                      |
|---|--------------------------------------|
| ➤ B & M Group Homes, LLC                              | - Wanda Scarbough                    |
| ➤ Compasion, LLC                                      | - Lateacia Sessoms & George McGaskey |
| ➤ Divinely Directed Services                          | - Crystal Hofler                     |
| ➤ Dreamz, LLC   | - Charlene Wimbish & Melinda Joyner  |
| ➤ Essential Family Services                           | - Renee Sandifer & Anthony Sandifer  |
| ➤ Faith, LLC  | - Latasha Maull                      |
| ➤ Family Determination, LLC                           | - Terry A. Jackson                   |
| ➤ Neighborhood Empowerment<br>& Transformation (NEAT) | - Tamara R. Coleman                  |
| ➤ Jen & C Home Care                                   | - Narcisa B. Dela Cruz               |
| ➤ Renaissance Family Care, LLC                        | - Elijah Sharp                       |
| ➤ Sister’s Choice                                     | - Ann V. Welch                       |

### **CALL TO ORDER:**

Ms. Debbie Coley called the meeting to order at 10:09 am. The meeting was held at 5700 Thurston Avenue, Suite 209, Virginia Beach, VA 23455. Providers introduced themselves and organization affiliation.

### **REVIEW AND APPROVAL OF AGENDA:**

July 15, 2013 agenda was reviewed and approved

Action: Mr. Vann made a motion to approve the agenda as amended.

Second: Ms. Coley

Vote: Unanimous

## **REVIEW AND APPROVAL OF MINUTES:**

Action: Mr. Vann made a motion to approve the April 15, 2013 minutes with the below noted amendments.

Second: Ms. Johnson

Vote: Unanimous

The following amendments were made to the April 15, 2013 minutes:

- Footer was changed from January 14, 2013 to April 15, 2013
- Call to order was changed from Ms. Odulia Brown to Ms. Debbie Cooley
- Provider Reports
  - ~ Compasión, LLC number of individuals served was changed from 5 to 231
  - ~ Family Determination, LLC number of individuals served was changed from 25 to 31
  - ~ Renaissance Family Care number of individuals served was changed from 2 to 3
  - ~ Sister Choice number of individuals served was changed from 0 to 2
- Reconvened in open session motion was made by Ms. Brown not Ms. Coley

Note: The approved minutes will be posted within three (3) days

**PUBLIC COMMENTS:** There were no individuals present representing the public.

## **COMMENTS FROM THE REGIONAL ADVOCATE:**

Mr. Daye discussed with providers the importance of submitting reports in the allotted time, which is 2 weeks prior to the scheduled LHRC meeting. Mr. Daye noted that the State Human Rights Committee is looking into adding the format for the quarterly/ annual LHRC reports on the CHRIS system. Once implemented providers can run these reports, for submission to their assigned LHRC. No further details on the time frame were provided. As of June 1, 2013 all providers should have a Delta Login in which all abuse, compliant, serious incidents and deaths are required to be entered into the CHRIS system. Providers were advised that if there are any problems entering the aforementioned into CHRIS (issues and/or concerns with the Login), contact DBHDS in Richmond. In the interim providers are required to fax information to Mr. Daye's office within 24 hours of the incident. Serious Incidents/Deaths should be faxed to DBHDS in Richmond.

Chanda Braggs (Associate Director, Licensing) contact information is [chanda.braggs@dbhds.virginia.gov](mailto:chanda.braggs@dbhds.virginia.gov) or (804) 786-3475 for concerns with serious incidents and death reporting. Margaret Walsh is available to address issues relative to the CHRIS system. Margaret Walsh (Director of Human Rights) contact information is [Margaret.walsh@dbhds.virginia.gov](mailto:Margaret.walsh@dbhds.virginia.gov) or (804) 786-3988.

Once the issue is resolved, you are required to go back and enter into CHRIS, the reports and information that was faxed to Mr. Daye's office.

Mr. Daye reiterated to providers the importance of being active in the recruitment of two needed committee members. Both vacancies are open and can include: Professionals, Family Members, Health Care Providers and/or individuals. Mr. Daye also indicated to all provider affiliates, that employees of your agencies do not qualify.

Mr. Daye, elaborated to providers the importance of being in compliance with your current human rights policy and procedures relative to accepting patients when providers are unable to meet the needs of the individual (e.g., if your policy does not allow for the use of medical or protective restraints, such as bed rails.) If you admit the client anyway then your program is out of compliance with the human rights regulations. This is an easy fix; just amend your policies to address the aforementioned. This will need to go before the LHRC. Do not wait until the last minute to do this.

**OLD BUSINESS: LHRC Membership Vacancies-**

Mr. Daye reiterated to providers the importance of being active in the recruitment of the two needed committee members. Both vacancies are open and can include: Professionals, Family Members, Health Care Providers and/or individuals. Mr. Daye also indicated to all provider affiliates, that employees of your agencies do not qualify. Mr. Daye provided LHRC applications via email all providers via the meeting notice and agenda. In addition LHRC applications were made available to all providers during the meeting.

## PROVIDER REPORTS:

~All providers presented 2<sup>nd</sup> quarter reports (04/01/2013- 06/30/2013)~

Provider	Individuals Served	Status of Allegations of Abuse and Neglect	Total Counts Alleged by Type	Total Count Occurred by Type	Status of Complaint Cases
B & M Group Home	4	0	0	0	0
Compassion, LLC	231	0	0	5 (Restraints)	0
Divinely Directed Services	7	0	0	0	0
Dreamz, LLC	0	0	0	0	0
Essential Family Services	34	0	1 (Other)	0	0
Faith, LLC	0	0	0	0	0
Family Determination, LLC	26	0	0	0	0
Jen & C Home Care	9	0	0	0	0
Neighborhood Empowerment and Transformation (NEAT)	5	2 (Neglect Peer to Peer)	0	0	0
Renaissance Family Care	3	0	0	0	0
Sister Choice	2	0	0	0	0

## TREASURER REPORT:

(Provider information only): The Treasurer report was distributed to all in attendance for information.

## NEW BUSINESS:

NEAT presented their Behavioral Management Policy to the committee to include modifications to current policy.

**Action:** Mr. Vann made a motion to accept NEAT proposal for modifications to current Behavioral Management Policy (Mechanical Restraint for medical and protective purposes.)

**Second:** Mrs. Johnson

**Vote:** Unanimous

A Beautiful Mind, LLC presented their new service: Mental Health Support. The Mr. Daye supported and recommended to the LHRC.

**Action:** Mr. Vann made a motion to grant affiliation of A Beautiful Mind, LLC with the Ocean View Regional LHRC.

**Second:** Ms. Brown

**Vote:** Unanimous

Mr. Daye asked questions about A Beautiful Mind, LLC Behavioral Management Policy. The seclusion statement was asked to be removed from page 11 (J). Time out was asked to be removed from the following pages: 11 (J), 12 (g, and h). These sections should only include the use of restraint as stated by the program Owner. Crisis Wave is the Behavioral Management Intervention of the program, Mr. Daye also asked the program to remove the statement involving the "ABM" staff, which states that they will not use and type of restraint. Page 12, item J.6 (k), indicates that restraint will not last longer than three minutes. The members felt this was unrealistic. The program agreed and decided to change the time to 30 minutes per episode.

Furthermore, Mr. Daye asked questions relative to the Behavioral Management Policy (p.82). ABM, LLC was asked to change Life Skill Coach to Staff in an effort to make it applicable to all employees.

**Action:** Mr. Vann made a motion to accept the Behavioral Management Policy with said amendments.

**Second:** Ms. Johnson

**Vote:** Unanimous

## **BOARD MEMBER COMMENTS:**

Ms. Coley announced information for the next scheduled meeting. She also discussed the importance of recruiting Board Members. In addition, she reiterated to providers the importance of submitting reports on time (1-2 weeks prior to scheduled LHRC meeting) Ms. Coley advised all providers that reports will no longer be accepted on the day of the meeting.

## **NEXT SCHEDULED MEETING**

The next Ocean View Regional LHRC meeting is scheduled for Monday, October 21, 2013 @ 10:00am at Compasion, LLC. The address is 5700 Thurston Avenue, Suite 209, Virginia Beach, Virginia.

## **CLOSED SESSION**

At 11:17am, Ms. Vann moved that the Ocean View Regional LHRC go into executive session, pursuant to Virginia Code 2.2-3711(A), for the protection of privacy of individuals and their records in personal matters not related to public business, namely to review the following from NEAT: 1. Service Plan of a client in their program and 2. Allegations of Neglect (peer to peer).

Second: Mrs. Johnson

**Vote:** Unanimous

## **RECONVENED IN OPEN SESSION**

At 11:49 am, a motion was made by Ms. Van to reconvene into Open Session. Motion seconded by Ms. Johnson and passes by the members.

Each member then so certified that to the best of each members knowledge only private business matters lawfully exempted from statutory open meeting requirements and only private business matters identified in the motion to convene the executive session were discussed in executive session concerning the abovementioned involving N.E.A.T.

## **LOCAL HUMAN RIGHTS COMMITTEE RECOMMENDATIONS**

The members of the LHRC voted to recommend the following:

1. N.E.A.T. Provide details of the peer to peer incidents involving the following:
  - May 2013 incident Mr. E. vs. Mr. K.
  - April 2013 incident Mr. E. vs. Mr. T. (knives)
2. Service Plan of Mr. T- No recommendations- "ARs" consent, doctor's order in place and the service plan addresses the use of the bed rails.

**ADJOURNMENT:** The LHRC meeting was adjourned at 11:49 a.m.

Respectfully Submitted,

Lateacia Sessoms